

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

LOEURTH SOK,)
Petitioner,)
v.)
KATHLEEN DENNEHY,)
Respondent.)
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Civil Action No. 05-11358-RGS

**RESPONDENT'S ASSENTED TO MOTION FOR AN ENLARGEMENT OF TIME
WITHIN WHICH TO FILE MEMORANDUM OF LAW IN OPPOSITION TO
PETITION**

The Respondent¹ hereby respectfully moves this Court to enlarge until November 2, 2007, the time within which to file a memorandum of law in opposition to the Habeas Corpus Petition (the “Petition”) filed by Petitioner Loeurth Sok (the “Petitioner”) and to adjust the Petitioner’s deadline for filing a reply accordingly. The Respondent’s response is currently due on October 2, 2007. In support of this Motion, the Respondent states as follows:

1. The Petition arises from a 2000 conviction in the Middlesex County, Massachusetts, Superior Court.
2. The Petition includes serious allegations and references complex areas of law.
3. The undersigned counsel for the Respondent maintains a substantial caseload.

Among the litigation tasks required of him since the Petitioner’s filing of his memorandum of

¹ Kathleen Dennehy no longer serves as Commissioner of the Massachusetts Department of Correction. The Acting Commissioner is now James R. Bender. No objection is lodged herein to substituting James R. Bender for Kathleen Dennehy as respondent. This Motion is filed on behalf of whichever Massachusetts state official serves as respondent to this action and treats all

law in support of his Petition were the following: preparing and filing a lengthy motion to dismiss on behalf of six defendants in connection with a federal civil action; preparing a response to a set of objections to a report and recommendation in another federal habeas corpus action; arguing in the Suffolk County, Massachusetts, Superior Court, in connection with a motion to dismiss a state civil action; appearing in the Middlesex County Superior Court in connection with a grand jury matter; and devoting attention to multiple other federal habeas corpus actions that require responses or memoranda of law.

4. Additionally, within the same period of time, the undersigned counsel completed a previously scheduled vacation, and was required to be away from work for holidays and to attend to flooding and water damage in the building where he resides.

5. In light of all the foregoing, the Respondent's counsel has not made as much progress as needed on the preparation of a memorandum of law and requires more time.

6. No previous application for an enlargement of time to file a memorandum of law in opposition to the Petition has been made to this Court in this case.

7. Allowance of the instant Motion will enable counsel for the Respondent to aid the Court most thoroughly and effectively and will not prejudice any party.

8. The Petitioner's counsel has assented to this Motion.

WHEREFORE, the Respondent requests that this Court enlarge the time within which to file a memorandum of law in opposition to the Petition until November 2, 2007 and to adjust the Petitioner's deadline for filing a reply accordingly.

those who have been named as respondent as one "Respondent." All prior filings by respondents to this action are hereby adopted by the filer of this Motion.

Respectfully submitted,

MARTHA COAKLEY
ATTORNEY GENERAL

/s/ Randall E. Ravitz
Randall E. Ravitz (BBO # 643381)
Assistant Attorney General
Criminal Bureau
One Ashburton Place
Boston, Massachusetts 02108
(617) 727-2200, ext. 2852

Dated: October 1, 2007

CERTIFICATE OF COMPLIANCE PURSUANT TO LOCAL RULE 7.1(A)(2)

Pursuant to Local Rule 7.1(A)(2), I hereby certify that I have conferred in good faith with opposing counsel concerning the subject of the foregoing Motion, and he has assented to the Motion.

Dated: October 1, 2007

/s/ Randall E. Ravitz
Randall E. Ravitz

CERTIFICATE OF SERVICE

I hereby certify that this document filed through the Electronic Case Filing system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing and paper copies will be sent to those indicated as non-registered participants on the date set forth below.

Dated: October 1, 2007

/s/ Randall E. Ravitz
Randall E. Ravitz